

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: 116875

Date: August 18, 2003

Customer Number: 25944

MAIL STOP PATENT APPLICATION

**CONTINUING APPLICATION TRANSMITTAL
RULE 1.53(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is a

☐ Continuation ☐ Divisional ☒ Continuation-in-Part

application of prior pending Application No. 10/222,930, filed August 19, 2002.

For (Title): SUSTAINED RELEASE PHARMACEUTICAL COMPOSITION OF A
CEPHALOSPORIN ANTIBIOTIC

By (Inventors): Rajesh Suresh KSHIRSAGAR, Sanjay Parbhatrao BOLDHANE, Chand Jindal KOUR

1. ☐ A Declaration and Power of Attorney is attached. The attached Declaration and Power of Attorney is:
- ☐ a. A copy of the Declaration and Power of Attorney from the parent application. (Used with the same or fewer inventors and (a) a copy of the prior application or (b) a revised, reformatted or edited version of the prior application that does not contain new matter.)
- ☐ b. A new Declaration and Power of Attorney. (Used with the same, fewer or additional inventors and (a) a copy of the prior application, (b) a revised, reformatted or edited version of the prior application that does not contain new matter, or (c) a new specification.)
2. ☒ The filing fee is calculated below:

**CLAIMS IN THE APPLICATION AFTER ENTRY OF
ANY PRELIMINARY AMENDMENT NOTED BELOW**

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	18 - 20	= *0
INDEP CLAIMS	3 - 3	= *0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

* If the difference is less than zero, enter "0".

SMALL ENTITY

RATE	FEE
	\$ 375
x 9 =	\$
x 42 =	\$
+140 =	\$
TOTAL	\$

**OTHER THAN A
SMALL ENTITY**

RATE	FEE
	\$ 750
x 18	\$
x 84	\$
+280	\$
TOTAL	\$750

3. ☒ Check No. 145330 in the amount of \$750 to cover the filing fee is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.
4. ☒ Formal drawings (Figs. 1-5) are attached.
- ☐ Use Figure for front page of Publication.

**DEPOSIT ACCOUNT USE
AUTHORIZATION**
Please grant any extension
necessary for entry;
Charge any fee due to our
Deposit Account No. 15-0461


03943 U.S. PTO
10/642194
08/18/03

5. ☒ Priority of foreign applications No. 601/MAS/2002 filed August 16, 2002 in India and No. PCT/IB02/03320 filed August 19, 2002 in WIPO is claimed under 35 U.S.C. §119 and/or §365(b).
- ☐ The certified copy was filed in prior Application No. _____ on _____.
☐ A certified copy of the above foreign application(s) is filed herewith.
6. ☐ Priority of U.S. Provisional Application(s) No. _____ filed _____ is claimed under 35 U.S.C. §119.
(A Preliminary Amendment is attached to reflect the claim of benefit in the specification if not already present.)
7. ☐ The prior application is assigned of record to _____ recorded at Reel _____, Frame _____.
8. ☐ This application is filed by fewer than all the inventors named in the prior application (37 C.F.R. §1.53(b)(1)). Delete the following inventor(s) named in the prior application:

9. ☐ A Preliminary Amendment is attached. The Preliminary Amendment amends the specification to reflect the continuation data. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the application and claims canceled are identified in the listing of claims.
10. ☐ An Information Disclosure Statement is attached.
11. ☐ Small entity status:
☐ a. Entitlement to small entity status is asserted.
☐ b. Small entity status is no longer claimed.
12. ☐ Other: _____
13. ☐ This application is NOT to be published under 35 U.S.C. 112(b). The undersigned attorney or agent hereby certifies that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
14. ☒ The power of attorney in the application is to James A. Oliff, Registration No. 27,075, William P. Berridge, Registration No. 30,024, Kirk M. Hudson, Registration No. 27,562, Thomas J. Pardini, Registration No. 30,411, Edward P. Walker, Registration No. 31,450, Robert A. Miller, Registration No. 32,771, Mario A. Costantino, Registration No. 33,565, Stephen J. Roe, Registration No. 34,463, Joel S. Armstrong, Registration No. 36,430, Christopher W. Brown, Registration No. 38,025, Richard E. Rice, Registration No. 31,560, Paul Tsou, Registration No. 37,956, and/or Eric D. Morehouse, Registration No. 38,565.
☐ a. The power appears in the attached Declaration and Power of Attorney.
☐ b. Since the power does not appear in the attached Declaration and Power of Attorney, a substitute Power of Attorney is also attached.
15. ☒ Address all future communications to:

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P.O. Box 19928
Alexandria, Virginia 22320

Respectfully submitted,


James A. Oliff
Registration No. 27,075

Thomas J. Pardini
Registration No. 30,411

JAO:TJP/rew